

By:

Wentworth

5.B. No. 469

A BILL TO BE ENTITLED

AN ACT

relating to the composition of the Comal County Juvenile Board.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 152.0521, Human Resources Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The Comal County Juvenile Board is composed of:

(1) the county judge;

(2) [r] the local administrative statutory county judge;

(3) [of the County Court at Law of Comal County, and] the judge of the 207th District Court;

(4) an additional judge of the district courts having jurisdiction in Comal County, to be appointed biennially by the local administrative district judge; and

(5) the criminal district attorney of Comal County.

(a-1) The criminal district attorney of Comal County may not vote except to break a tie vote of the other members of the board.

SECTION 2. Not later than October 1, 2003, the presiding judge of the district courts having jurisdiction in Comal County shall appoint a district court judge to the Comal County Juvenile Board as required by ^{Subsection (a),} Section 152.0521~~(a)~~, Human Resources Code, as amended by this Act.

SECTION 3. This Act takes effect immediately if it receives $\frac{1}{2}$

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2003.

1-1 By: Wentworth S.B. No. 469
1-2 (In the Senate - Filed February 12, 2003; February 17, 2003,
1-3 read first time and referred to Committee on Intergovernmental
1-4 Relations; March 6, 2003, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; March 6, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the composition of the Comal County Juvenile Board.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 152.0521, Human Resources Code, is
1-11 amended by amending Subsection (a) and adding Subsection (a-1) to
1-12 read as follows:

1-13 (a) The Comal County Juvenile Board is composed of:

1-14 (1) the county judge;

1-15 (2) [7] the local administrative statutory county
1-16 judge;

1-17 (3) [of the County Court at Law of Comal County, and]
1-18 the judge of the 207th District Court;

1-19 (4) an additional judge of the district courts having
1-20 jurisdiction in Comal County, to be appointed biennially by the
1-21 local administrative district judge; and

1-22 (5) the criminal district attorney of Comal County.

1-23 (a-1) The criminal district attorney of Comal County may not
1-24 vote except to break a tie vote of the other members of the board.

1-25 SECTION 2. Not later than October 1, 2003, the presiding
1-26 judge of the district courts having jurisdiction in Comal County
1-27 shall appoint a district court judge to the Comal County Juvenile
1-28 Board as required by Subsection (a), Section 152.0521, Human
1-29 Resources Code, as amended by this Act.

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1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2003.

1-35 * * * * *

FAVORABLE
SENATE COMMITTEE REPORT ON

(SB) SCR SJR SR HB HCR HJR 469
By Wentworth
(Author/Senate Sponsor)
3-6-03
(date)

Sir:

We, your Committee on INTERGOVERNMENTAL RELATIONS, to which was referred the attached measure, have on 3-5-03, had the same under consideration and I am instructed to report it back with the recommendation (s) that it:

(☒) do pass and be printed

() do pass and be ordered not printed

(☒) and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. (☒) yes () no

A revised fiscal note was requested. () yes (☒) no

An actuarial analysis was requested. () yes (☒) no

Considered by subcommittee. () yes (☒) no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Senator Frank Madla, Chairman	<input checked="" type="checkbox"/>			
Senator Kim Brimer, Vice-Chairman	<input checked="" type="checkbox"/>			
Senator Bob Deuell	<input checked="" type="checkbox"/>			
Senator Mario Gallegos	<input checked="" type="checkbox"/>			
Senator Jeff Wentworth	<input checked="" type="checkbox"/>			
TOTAL VOTES	5	0	0	0

COMMITTEE ACTION

S260 Considered in public hearing
S270 Testimony taken
Melvin Stephens
COMMITTEE CLERK

Frank Madla
CHAIRMAN

Paper clip the original and one copy of this signed form to the original bill
Retain one copy of this form for Committee files

WITNESS LIST

SB 469

SENATE COMMITTEE REPORT

Intergovernmental Relations

March 5, 2003 - 9:00AM

FOR: Waldrip, Dib District Attorney (Comal County Commissioners Court, Comal Co.
Juvenile Board,), New Braunfels, TX

BILL ANALYSIS

Senate Research Center
78R2181 SLO-D

S.B. 469
By: Wentworth
Intergovernmental Relations
2/21/2003
As Filed

DIGEST AND PURPOSE

Currently, the Comal County Juvenile Board (board) is composed of the county judge, the judge of the Comal County Court at Law, and the judge of the 207th District Court. As proposed, S.B. 469 adds an additional district judge and an additional criminal district attorney of Comal County to the board, but the criminal district attorney would only vote to break a tie vote of the other members. This bill also provides for the local administrative statutory county judge to be a member of the board.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 152.0521, Human Resources Code, by amending Subsection (a) and adding Subsection (a-1), as follows:

(a) Provides that the Comal County Juvenile Board (board) is composed of the county judge, the local administrative statutory county judge, the judge of the 207th District Court, an additional judge of the district courts having jurisdiction in Comal County, to be appointed biennially by the local administrative district judge, and the criminal district attorney of Comal County.

(a-1) Prohibits the criminal district attorney of Comal County from voting except to break a tie vote of the other members of the board.

SECTION 2. Requires the presiding judge of the district courts having jurisdiction in Comal County, not later than October 1, 2003, to appoint a district court judge to the Comal County Juvenile Board as required by Section 152.0521(a), Human Resources Code, as amended by this Act.

SECTION 3. Effective date: upon passage or September 1, 2003.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

February 17, 2003

TO: Honorable Frank Madla, Chair, Senate Committee on Intergovernmental Relations

FROM: John Keel, Director, Legislative Budget Board

IN RE: SB469 by Wentworth (Relating to the composition of the Comal County Juvenile Board.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies:

LBB Staff: JK, DLBa

REQUEST FOR LOCAL & UNCONTESTED CALENDAR PLACEMENT

SENATOR CHRIS HARRIS, CHAIRMAN
SENATE COMMITTEE ON ADMINISTRATION

Notice is hereby given that SB 469, by Wentworth,
(Bill No.) (Author/Sponsor)
was heard by the Committee on IGR on 3-5, 2003,
and reported out with the recommendation that it be placed on the Local and Uncontested Calendar.

William Stephen
(Clerk of the reporting committee)

IMPORTANT: A COPY OF THIS FORM MUST BE ATTACHED TO A COMMITTEE PRINTED VERSION OF THE BILL OR RESOLUTION AND SHOULD BE DELIVERED TO THE ADMINISTRATION COMMITTEE OFFICE, E1.714. DEADLINES FOR SUBMITTING BILLS AND RESOLUTIONS WILL BE ANNOUNCED ON A REGULAR BASIS.

Engrossed March 13, 2003

Mardi Alexander

Engrossing Clerk

I certify this to be a true and correct
copy of the indicated document as
referred or transmitted to committee.

Chief Clerk of the House

By: Wentworth
(Casteel)

S.B. No. 469

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SECTION 2. Not later than October 1, 2003, the presiding judge of the district courts having jurisdiction in Comal County shall appoint a district court judge to the Comal County Juvenile Board as required by Subsection (a), Section 152.0521, Human Resources Code, as amended by this Act.

SECTION 3. This Act takes effect immediately if it receives

S.B. No. 469

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THE NEW BRAUNFELS HERALD-ZEITUNG
NEW BRAUNFELS, TEXAS

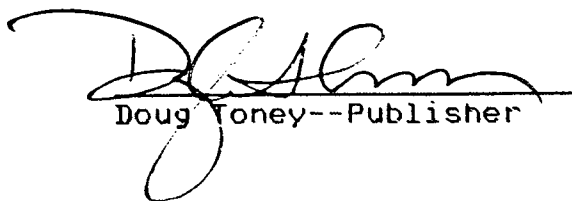
NEW BRAUNFELS HERALD-ZEITUNG

ATTN: NINFA CORDERO
COMAL COUNTY PURCHASING
150 N SEGUIN AVE SUITE 201
NEW BRAUNFELS TX 78130-0000

REFERENCE: 12508131 PO# 25271
509517 INV 3874/PUBLIC NOTI

STATE OF TEXAS
COUNTY OF COMAL

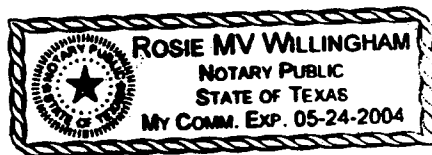
Before me, the undersigned authority, on this day, personally appeared, Doug Toney, who being duly sworn, deposes and says that he is the publisher of the New Braunfels Herald-Zeitung: that said newspaper is regularly published in Comal County and generally circulated in Comal, Guadalupe, Hays, and Bexar counties, Texas; that the attached notice was published on the following date.


Doug Toney--Publisher

PUBLISHED ON: 01/01

FILED ON: 01/02/03

Subscribed and sworn before me this
2003 A.D.




Notary Public

110 Legal Notices

diagnosis, treat, and care for persons with mental health disabilities as well as to address the county's ability to legally address both civil and criminal matters pertaining to those with mental health disabilities.

110 Legal Notices

unincorporated areas of the county; Relating to authorization for counties, by local option, to increase fees collected by district and county clerks for the purpose of the courthouse security; Relating to enhancing the funding to properly

110 Legal Notices

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Legislature. Relating to the creation of a second county court at law in conjunction with amending the matters in which the district courts and county courts at law of Comal County will have concurrent jurisdiction; Relating to the creation of a limited-jurisdiction magistrate primarily to function as a jail magistrate; Relating to increasing the membership of the Juvenile Board in Comal County.

110 Legal Notices

PUBLIC NOTICE
Comal County Commissioners Court hereby publishes notice of its intent to seek and/or support introduction and passage of legislation.

03 MAR 26 PM 7: 19
HOUSE COMMITTEE REPORTS

HOUSE COMMITTEE REPORT

1st Printing

By: Wentworth
(Casteel)

S.B. No. 469

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SECTION 3. This Act takes effect immediately if it receives

THE NEW BRAUNFELS HERALD-ZEITUNG
NEW BRAUNFELS, TEXAS

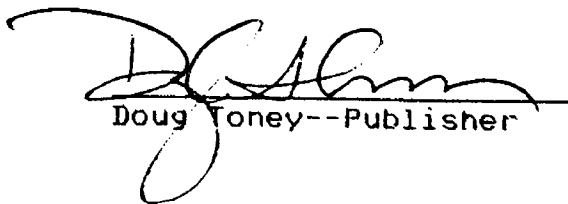
NEW BRAUNFELS HERALD-ZEITUNG

ATTN: NINFA CORDERO
COMAL COUNTY PURCHASING
150 N SEGUIN AVE SUITE 201
NEW BRAUNFELS TX 78130-0000

REFERENCE: 12508131 PO# 25271
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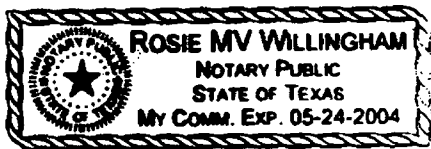
Before me, the undersigned authority, on this day, personally appeared, Doug Toney, who being duly sworn, deposes and says that he is the publisher of the New Braunfels Herald-Zeitung: that said newspaper is regularly published in Comal County and generally circulated in Comal, Guadalupe, Hays, and Bexar counties, Texas; that the attached notice was published on the following date.


Doug Toney--Publisher

PUBLISHED ON: 01/01

FILED ON: 01/02/03

Subscribed and sworn before me this 2nd of January
2003 A.D.




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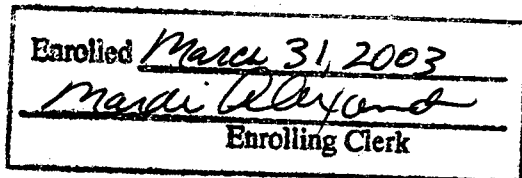
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4 Act takes effect September 1, 2003.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 469 passed the Senate on
March 13, 2003, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 469 passed the House on
March 28, 2003, by the following vote: Yeas 146, Nays 0, two
present not voting.

Chief Clerk of the House

Approved:

Date

Governor

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

February 17, 2003

TO: Honorable Frank Madla, Chair, Senate Committee on Intergovernmental Relations

FROM: John Keel, Director, Legislative Budget Board

IN RE: SB469 by Wentworth (Relating to the composition of the Comal County Juvenile Board.), As Introduced

No fiscal implication to the State is anticipated.

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies:

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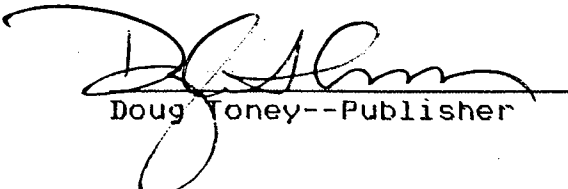
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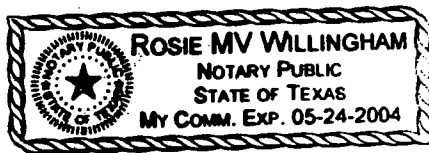
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FILED ON: 01/02/03

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for RL
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3/4cert

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 469 passed the Senate on
March 13, 2003, by the following vote: Yeas 30,
Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 469 passed the House on
March 28, 2003, by the following vote: Yeas 146,
Nays 0.
2, two present not voting

Chief Clerk of the House

Approved:

Date

Governor

S.B. No. 469

By Wentworth

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FEB 12 2003 Filed with the Secretary of the Senate
FEB 17 2003 Read and referred to Committee on INTERGOVERNMENTAL RELATIONS
MAR 06 2003 Reported favorably _____
Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.
Ordered not printed
Laid before the Senate
MAR 13 2003 Senate and Constitutional Rules to permit consideration suspended by: { ~~unanimous consent~~
30 yeas, 0 nays
MAR 13 2003 Read second time, _____, and ordered engrossed by: { ~~unanimous consent~~
a viva voce vote
____ yeas, ____ nays
MAR 13 2003 Senate and Constitutional 3 Day Rule suspended by a vote of 30 yeas, 0 nays.
MAR 13 2003 Read third time, _____, and passed by: { ~~A viva voce vote~~
30 yeas, 0 nays

Latey Spaw
SECRETARY OF THE SENATE

OTHER ACTION:

March 13, 2003 Engrossed
March 13, 2003 Sent to House

Engrossing Clerk Mandi Alexander

MAR 13 2003 Received from the Senate
MAR 18 2003 Read first time and referred to Committee on Judicial Affairs
MAR 24 2003 Reported _____ favorably (~~unanimous consent~~) (~~no substitute~~)
MAR 27 2003 Sent to Committee on (~~Committee~~) (Local & Consent Calendars)
MAR 28 2003 Read second time (~~unanimous consent~~) (~~unanimous consent~~); passed to third reading (~~failed~~) by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)
Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of _____ yeas, _____ nays, _____ present, not voting.
MAR 28 2003 Read third time (~~unanimous consent~~); finally passed (~~failed to pass~~) by a (~~unanimous consent~~)
(record vote of 146 yeas, 0 nays, 2 present, not voting)
MAR 31 2003 Returned to Senate.
MAR 31 2003 Returned from House without amendment.
Returned from House with _____ amendments.
Concurred in House amendments by a viva voce vote _____ yeas, _____ nays.

Robert Hancey
CHIEF CLERK OF THE HOUSE

_____ Refused to concur in House amendments and requested the appointment of a Conference Committee to adjust the differences.

_____ Senate conferees instructed.

_____ Senate conferees appointed: _____, Chairman; _____
_____, _____, and _____

_____ House granted Senate request. House conferees appointed: _____, Chairman;
_____, _____, _____.

_____ Conference Committee Report read and filed with the Secretary of the Senate.

_____ Conference Committee Report adopted on the part of the House by: _____

{ a viva voce vote
_____ yeas, _____ nays

_____ Conference Committee Report adopted on the part of the Senate by:

{ a viva voce vote
_____ yeas, _____ nays

OTHER ACTION:

_____ Recommitted to Conference Committee

_____ Conferees discharged.

_____ Conference Committee Report failed of adoption by: _____

{ a viva voce vote
_____ yeas, _____ nays

U3 MAR 26 PM 1: 20
HOUSE OF REPRESENTATIVES